

**RESOLUTION AUTHORIZING THE TRANSFER OF APPROXIMATELY 4.106-
ACRES OF PROPERTY KNOWN AS FERNWOOD PARKWAY PARK (1215)
LOCATED AT 9903 SOUTH EGGLESTON AVENUE TO THE CHICAGO TRANSIT
AUTHORITY**

WHEREAS, the Chicago Park District (the “Park District”) is a body politic and corporate created pursuant to the Chicago Park District Act, 70 ILCS 1505/0.01 *et seq.*, as amended (the “Act”); and

WHEREAS, the Constitution of the State of Illinois authorizes and encourages cooperative agreements between state and local governments; and

WHEREAS, the Local Government Property Transfer Act, 50 ILCS 605/0.01 *et seq.* (the “Transfer Act”), authorizes and provides for municipalities to convey, grant or transfer real estate held by the municipality to any other coterminous municipality upon the agreement of the corporate authorities governing the respective parties; and

WHEREAS, the Chicago Transit Authority desires to return a portion of the park site known as Fernwood Parkway Park (1215) to a nonpark use. Approximately 4.106 acres of Fernwood Parkway Park (1215) is located at 9903 South Eggleston Avenue; (the “Property” as legally described on Exhibit A attached and incorporated by this reference); and

WHEREAS, the Park District in cooperation with the Chicago Transit Authority has identified approximately 8.36 acres of property for parks which are near Fernwood Parkway Park (1215) for an adjustment of the 4.106-acres of property to be transferred to the Chicago Transit Authority;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF
COMMISSIONERS OF THE CHICAGO PARK DISTRICT:**

Section 1. The above recitals are expressly incorporated in and made part of this resolution as though fully set forth herein.

Section 2. It is hereby determined pursuant to the Act that it is necessary, useful, appropriate and desirable that the Property be transferred to the Chicago Transit Authority for a nonpark use.

Section 3. It is hereby determined that the aforementioned land transfer is necessary, useful, appropriate and desirable for the benefit of the community.

Section 4. The General Superintendent of the Park District and designee are hereby authorized, empowered, and directed to negotiate, enter into and execute such agreements and instruments, and perform any and all acts as shall be necessary or advisable in connection with the conveyance of the Property and the Transfer, including, without limitation, the following:

- a. Negotiate, execute and deliver a quitclaim deed conveying title or possession of the Property to the City of Chicago;
- b. Execute and deliver various closing items and any other documents related to the transfer of the Property, including filings for vacation or closing of streets and alleys, easements, and any other instruments in connection with the transactions described herein; and

Section 5. The Secretary and any other appropriate officials of the Park District are hereby authorized, empowered, and directed to attest the execution of any documents necessary in connection with the Transfer and to take all action necessary or proper in order to effectuate the Transfer, subject to review and approval of the General Counsel.

Section 6. To the extent that the Code of the Chicago Park District or any ordinance, resolution, rule, order or provision of the Park District, or part thereof, is in conflict with the provisions of this ordinance, the provisions of this ordinance shall govern and control to the extent necessary to effectuate the acceptance of the Property. If any section, paragraph, clause or provision of this ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any other provisions of this ordinance.

Section 7. This resolution shall take effect and be in full force from and after its passage.

EXHIBIT A

FERNWOOD PARKWAY PARK (1215) DISPOSITION

A 75 FOOT STRIP OF LAND LYING WEST OF AND ADJACENT TO THE RIGHT OF WAY OF THE CHICAGO AND WESTERN INDIANA RAILROAD COMPANY AND KNOWN AS FERNWOOD PARK (EXCEPT STREET), EXTENDING FROM 99TH STREET TO 103RD STREET, LYING IN THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 9, TOWNSHIP 37 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PIN: 25-09-999-001-0000

The property descriptions are subject to title commitment and plat of survey.